

IN THE SUPREME COURT OF THE STATE OF DELAWARE

DARON B. ALLEN,

Defendant Below-
Appellant,

v.

STATE OF DELAWARE,

Plaintiff Below-
Appellee.

§

§ No. 67, 2011

§

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§ Court Below—Superior Court
§ of the State of Delaware

§ in and for New Castle County

§ Cr. ID No. 0909024847

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Submitted: June 24, 2011

Decided: June 30, 2011

ORDER

This 30th day of June 2011, it appears to the Court that, on June 8, 2011, the Clerk of the Court issued a notice to show cause why this appeal should not be dismissed for the appellant's failure to diligently prosecute the appeal by not filing his opening brief and appendix. The appellant has failed to respond to the notice to show cause within the required 10-day period. Therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rule 29(b), that this appeal is DISMISSED.

BY THE COURT:

/s/ Jack B. Jacobs
Justice